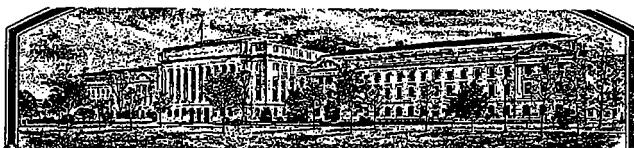


No.

200200181



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pioneer Hi-Bred International, Inc.

Witness, THERE HAS BEEN PRESENTED TO THE

Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED DISTINCT VARIETY OF SEXUALLY REPRODUCED, OR TUBER PROPAGATED PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF TWENTY YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC REPLENISHMENT OF Viable BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE RIGHT TO EXCLUDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, OR IMPORTING IT, OR EXPORTING IT, OR CONDITIONING IT FOR PROPAGATION, OR STOCKING IT FOR ANY OF THE ABOVE PURPOSE, OR CONDITIONING IT FOR PROPAGATION, OR STOCKING IT FOR ANY OF THE ABOVE PURPOSE, OR USING IT IN PRODUCING A HYBRID OR VARIETY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT. (84

AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

CORN, FIELD

'PH70R'

In Testimony Whereof, I have hereunto set my hand
and caused the seal of the Plant Variety
Protection Office to be affixed at the City of
Washington, D.C. this sixth day of July, in the
year two thousand and four.

Attest:



Commissioner
Plant Variety Protection Office
Agricultural Marketing Service



Secretary of Agriculture

U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
SCIENCE AND TECHNOLOGY DIVISION - PLANT VARIETY PROTECTION OFFICE

APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE
(Instructions and information collection burden statement on reverse)

The following statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a) and the Paperwork Reduction Act (PRA) of 1995.

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). Information is held confidential until certificate is issued (7 U.S.C. 2426).

1. NAME OF OWNER Pioneer Hi-Bred International, Inc.		2. TEMPORARY DESIGNATION OR EXPERIMENTAL NUMBER PH70R	3. VARIETY NAME FOR OFFICIAL USE ONLY PVPO NUMBER 200200181
4. ADDRESS (Street and No. or RFD No., City, State and Zip Code, and Country) 7301 NW 62nd Avenue P.O. Box 85 Johnston, IA 50131-0085		5. TELEPHONE (Include area code) 515/270-4051	6. FAX (Include area code) 515/253-2125
7. IF THE OWNER NAMED IS NOT A "PERSON", GIVE FORM OF ORGANIZATION (corporation, partnership, association, etc.) Corporation	8. IF INCORPORATED, GIVE STATE OF INCORPORATION IOWA	9. DATE OF INCORPORATION March 5, 1999	FILING DATE June 6, 2002
10. NAME AND ADDRESS OF OWNER REPRESENTATIVE(S) TO SERVE IN THIS APPLICATION (FIRST PERSON LISTED WILL RECEIVE ALL PAPERS) Steven R. Anderson Research and Product Development P.O. Box 85 Johnston, IA 50131-0085			
			FILING & EXAMINATION FEES: \$ 2705.00 DATE 6/6/02
			RECEIVE CERTIFICATION FEE: \$ 432.00 DATE 6/18/04
11. TELEPHONE (Include area code) 515/270-4051	12. FAX (Include area code) 515/253-2125	13. E_MAIL Steven.Anderson@Pioneer.com	14. CROP KIND NAME (Common name) CORN
15. GENUS AND SPECIES NAME OF CROP Zea Mays		16. FAMILY NAME (Botanical) Gramineae	17. IS THE VARIETY A FIRST GENERATION HYBRID? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
18. CHECK APPROPRIATE BOX FOR EACH ATTACHMENT SUBMITTED (Follow Instructions on reverse)		19. DOES THE OWNER SPECIFY THAT SEED OF THIS VARIETY BE SOLD AS A CLASS OF CERTIFIED SEED? See Section 83(a) of the Plant Variety Protection Act <input type="checkbox"/> YES (If "yes", answer items 20 and 21 below) <input checked="" type="checkbox"/> NO (If "no", go to item 22)	
a. <input checked="" type="checkbox"/> Exhibit A. Origin and Breeding History of the Variety b. <input checked="" type="checkbox"/> Exhibit B. Statement of Distinctness c. <input checked="" type="checkbox"/> Exhibit C. Objective Description of the Variety d. <input type="checkbox"/> Exhibit D. Additional Description of the Variety (Optional) e. <input checked="" type="checkbox"/> Exhibit E. Statement of the Basis of the Owner's Ownership f. <input checked="" type="checkbox"/> Voucher Sample (2500 viable untreated seeds or, for tuber propagated varieties verification that tissue culture will be deposited and maintained in an approved public repository) g. <input checked="" type="checkbox"/> Filing and Examination Fee (\$2,705), made payable to "Treasurer of the United States" (Mail to Plant Variety Protection Office)		20. DOES THE OWNER SPECIFY THAT SEED OF THIS VARIETY BE LIMITED AS TO NUMBER OF CLASSES? <input type="checkbox"/> YES <input type="checkbox"/> NO IF "YES" WHICH CLASSES? <input type="checkbox"/> FOUNDATION <input type="checkbox"/> REGISTERED <input type="checkbox"/> CERTIFIED	
		21. DOES THE OWNER SPECIFY THAT SEED OF THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS? <input type="checkbox"/> YES <input type="checkbox"/> NO IF "YES" SPECIFY THE? <input type="checkbox"/> FOUNDATION <input type="checkbox"/> REGISTERED <input type="checkbox"/> CERTIFIED Number 1,2,3 etc. (If additional explanation is necessary, please use the space indicated on the reverse.)	
22. HAS THE VARIETY (INCLUDING ANY HARVESTED MATERIAL) OR A HYBRID PRODUCED FROM THIS VARIETY BEEN SOLD, DISPOSED OF, TRANSFERRED, OR USED IN THE U.S. OR OTHER COUNTRIES? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		23. IS THE VARIETY OR ANY COMPONENT OF THE VARIETY PROTECTED BY INTELLECTUAL PROPERTY RIGHT (PLANT BREEDER'S RIGHT OR PATENT)? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO IF YES, PLEASE GIVE COUNTRY, DATE OF FILING OR ISSUANCE AND ASSIGNED REFERENCE NUMBER. (Please use space indicated on reverse.)	
IF YES, YOU MUST PROVIDE THE DATE OF FIRST SALE, DISPOSITION, TRANSFER, OR USE FOR EACH COUNTRY AND THE CIRCUMSTANCES. (Please use space indicated on reverse)			
24. The owner(s) declare that a viable sample of basic seed of the variety will be furnished with application and will be replenished upon request in accordance with such regulations as may be applicable, or for a tuber propagated variety a tissue culture will be deposited in a public repository and maintained for the duration of the certificate. The undersigned owner(s) is/are the owner of this sexually reproduced or tuber propagated plant variety, and believe(s) that the variety is new, distinct, uniform, and stable as required in Section 42, and is entitled to protection under the provisions of Section 42 of the Plant Variety Protection Act.			

Owner(s) is/are informed that false representation herein can jeopardize protection and results in penalties.

SIGNATURE OF OWNER

SIGNATURE OF OWNER



NAME (Please print or type)

NAME (Please print or type)

Steven R. Anderson

CAPACITY OR TITLE

DATE

CAPACITY OR TITLE

Research Scientist

DATE

5-15-02

INSTRUCTIONS

200200181

GENERAL: To be effectively filed with the Plant Variety protection Office (PVPO), ALL of the following items must be received in the PVPO: (1) Completed application form signed by the owner; (2) completed Exhibits A, B, C, E; (3) for a seed reproduced variety at least 2,500 viable untreated seeds, for a hybrid variety at least 2,500 untreated seeds of each line necessary to reproduce the variety, or for tuber reproduced varieties verification that a viable (*in the sense that it will reproduce an entire plant*) tissue culture will be deposited and maintained in a approved public repository; (4) check drawn on a U.S. bank for \$2705 (\$320 filing fee and \$2,385 examination fee), payable to "Treasurer of the United States" (See Section 97.6 of the *Regulations and Rules of Practice*.) Partial applications will be held in the PVPO for not more than 90 days, then returned to the applicant as unfiled. Mail application and other requirements to Plant Variety Protection Office, AMS, USDA, Room 400, NAL Building, 10301 Baltimore Avenue, Beltsville, MD 20705-2351. Retain one copy for your files. All items on the face of the application are self explanatory unless noted below. Corrections on the application form and exhibits must be initiated and dated. DO NOT use masking materials to make corrections. If a certificate is allowed, you will be requested to send a check payable to "Treasurer of the United States" in the amount of \$320 for issuance of the certificate. Certificates will be issued to owner, not licensee or agent.

Plant Variety Protection Office

Telephone: (301)504-5518

FAX: (301)504-5291

Homepage: <http://www.ams.usda.gov/science/pvp.htm>

ITEM

18a. Give: (1) the genealogy, including public and commercial varieties, lines, or clones used, and the breeding method;
(2) the details of subsequent stages of selection and multiplication;
(3) evidence of uniformity and stability; and
(4) the type and frequency of variants during reproduction and multiplication and state how these variants may be identified.

18b. Give a summary of the variety's distinctness. Clearly state how this application variety may be distinguished from all other varieties in the same crop. If the new variety is most similar to one variety or a group of related varieties:
(1) identify these varieties and state all differences objectively;
(2) attach statistical data for characters expressed numerically and demonstrate that these are clear differences; and
(3) submit, if helpful, seed and plant specimens of photographs (prints) of seed and plant comparisons which clearly indicate distinctness.

18c. Exhibit C forms are available from the PVPO for most crops; specify crop kind. Fill in Exhibit C (Objective Description of Variety) form as completely as possible to describe your variety.

18d. Optional additional characteristics and/or photographs. Describe any additional characteristics that cannot be accurately conveyed in Exhibit C. Use comparative varieties as is necessary to reveal more accurately the characteristics that are difficult to describe, such as plant habit, plant disease resistance, etc.

18e. Section 52(5) of the Act required applicants to furnish a statement of the basis of the applicant's ownership. An Exhibit E form is available from the PVPO.

19. If "Yes" is specified (*seed of this variety be sold by variety name only, as a class of certified seed*), the applicant MAY NOT reverse this affirmative decision after the variety has been sold and so labeled, the decision published, or the certificate issued. However, if "No" has been specified, applicant may change the choice. (See *Regulations and Rules of Practice*, Section 7.103).

22. See Sections 41, 42, and 43 of the Act and Section 97.5 of the regulations for eligibility requirements.

23. See Section 5.5 of the Act for instructions on claiming the benefit of an earlier filing date

21. CONTINUED FROM FRONT (Please provide a statement as to the limitation and sequence of generations that may be certified.)

22. CONTINUED FROM FRONT (Please provide the date of first sale, disposition, transfer, or use for each country and the circumstances, if the variety (including any harvested material) or a hybrid produced from this variety has been sold, disposed of, transferred, or used in the U.S. or other countries.)

Nov. 1, 2001 United States

23. CONTINUED FROM FRONT (Please give the country, date of filing or issuance, and assigned reference number, if the variety or any component of the variety is protected by intellectual property right (Plant Breeder's Right or Patent).)

NOTES: It is the responsibility of the applicant/owner to keep the PVPO informed of any changes of address or change of ownership or assignment or owner's representative during the life of the application/certificate. There is no charge for filing a change of address. The fee for filing a change of ownership or assignment or any modification of owner's name is specified in Section 97.175 of the regulations. (See Section 101 of the Act, and Sections 97.130, 97.131, 97.175(h) of *Regulations and Rules of Practice*.)

To avoid conflict with other variety names in use, the applicant should check the variety names proposed by contacting: Seed Branch, AMS, USDA, Room 213, Building 306, Beltsville Agricultural Research Center—East, Beltsville, MD 20705. Telephone: (301) 504-8089. <http://www.ams.usda.gov/lsg/seed/lssd.htm>

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this collection of information is 1(0582-005). The time required to complete this information collection is estimated to average 1.4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection information.

The U.S. Department of Agriculture (USDA) prohibits discrimination in its programs on the basis of race, color, national origin, sex, religion, age, disability, political beliefs, and marital or familial status. (Not all prohibited bases apply to all programs). Persons with disabilities who require alternative means for communication of program information (braille, large print, audiotape, etc.) should contact the USDA Office of Communications at (202) 720-2791. To file a complaint, write the Secretary of Agriculture, U.S. Department of Agriculture, Washington, D.C. 20250, or call (202) 720-7327 (voice) or (202) 720-1127 (TDD). USDA is an equal employment opportunity employer.

Exhibit A. Origin and Breeding History

Pedigree: PH1BC/PH32C)X5112212

Pioneer Line PH70R, *Zea mays L.*, a dent corn inbred with dent-like kernel texture, was developed by Pioneer Hi-Bred International, Inc. from the single cross hybrid PH1BC (Certificate No. 200000242) X PH32C (PVP Certificate No. 9700224) using the pedigree method of plant breeding. Varieties PH1BC and PH32C are proprietary inbred lines of Pioneer Hi-Bred International, Inc. Selfing was practiced from the above hybrid for 10 generations using pedigree selection. During line development, crosses were made to inbred testers for the purpose of estimating the line's combining ability. Yield trials were grown at Macomb, Illinois, as well as other Pioneer research locations. After initial testing, additional hybrid combinations have been evaluated and subsequent generations of the line have been grown and hand-pollinated with observations again made for uniformity.

Variety PH70R has shown uniformity and stability for all traits as described in Exhibit C - "Objective Description of Variety". It has been self-pollinated and ear-rowed 8 generations with careful attention paid to selection criteria and uniformity of plant type to assure genetic homozygosity and phenotypic stability. The line has been increased both by hand and in isolated fields with continued observations for uniformity and stability, and for 6 generations during the final stages of inbred development and seed multiplication. Very high standards for genetic purity have been established morphologically using field observations and electrophoretically using sound lab molecular marker methodology.

No variant traits have been observed or are expected in PH70R.

The criteria used in the selection of PH70R were yield, both per se and in hybrid combinations; late season plant health, grain quality, stalk lodging resistance, and kernel size, especially important in production. Other selection criteria include: ability to germinate in adverse conditions; disease and insect resistance; pollen yield and tassel size.

Exhibit A: Developmental history for PH70R**200200181**

Season/Year Pedigree Grown	Inbreeding Level of Pedigree Grown
Feb/1995 PH1BC	F0
Feb/1995 PH32C	F0
June/1995 PH1BC/PH32C	F1
Oct/1995 PH1BC/PH32C)X	F2
Oct/1996 PH1BC/PH32C)X5	F3
May/1997 PH1BC/PH32C)X51	F4
Oct/1997 PH1BC/PH32C)X511	F5
Apr/1998 PH1BC/PH32C)X5112	F6
Oct/1998 PH1BC/PH32C)X51122	F7
May/1999 H1BC/PH32C)X511221	F8
Oct/1999 H1BC/PH32C)X5112212	F9
Apr/2000 PH1BC/PH32C)X51122121	F10
PH1BC/PH32C)X51122121X	F11

*PH70R was selfed and ear-rowed from F3 through F10 generation.

#Uniformity and stability were established from F5 through F10 generation and beyond when seed supplies were increased.

Exhibit B: Novelty Statement

Variety PH70R mostly resembles Pioneer Hi-Bred International, Inc. proprietary inbred line PH56C (PVP Certificate No. 9600200). Tables 1A and 1B show two sample t-tests on data collected primarily in Johnston, Ankeny, and Dallas Center, IA. The traits collectively show measurable differences between the two varieties.

Variety PH70R has a greater leaf angle (24.1degrees vs 13.0degrees) than variety PH56C (Table 1A, 1B).

Variety PH70R has more leaves above the top ear (7.4 vs 6.2) than variety PH56C (Table 1A, 1B).

Variety PH70R has a greater tassel branch angle (28.1degrees vs 14.2degrees) than variety PH56C (Table 1A, 1B).

Variety PH70R has fewer kernel rows/ear (14.1 vs 16.3) than variety PH56C (Table 1A, 1B).

Variety PH70R also resembles Pioneer Hi-Bred International, Inc. proprietary inbred line PH1BC (PVP Certificate No. 200000242). Tables 1C and 1D show two sample t-tests on data collected primarily in Johnston, Ankeny, and Dallas Center, IA. The traits collectively show measurable differences between the two varieties.

Variety PH70R has a lower tassel floret density (12.1florets/ 4cm vs 20.0 florets/4cm) than variety PH1BC (Table 1C, 1D).

Exhibit B: Novelty Statement Tables

Table 1A: Data from Johnston, Ankeny, and Dallas Center, IA broken out by year and across environments are supporting evidence for differences between PH70R and PH56C. Each year varieties were grown in 3 locations that had different environmental conditions. Environments had different planting dates and were in different fields. A two-sample t-test was used to compare differences between means.

	Year	Variety	Variety	Count	Count	Mean	Mean	Std Deviation	Std Deviation	Std Error	Std Error	DF	Value	Prob (2-tail)	Pooled
ear row number	2000	PH70R	PH56C	15	15	14.4	16.3	-1.9	1.121	1.033	0.289	28	-4.7	0.000	
ear row number	2001	PH70R	PH56C	15	15	13.9	16.3	-2.4	1.187	1.486	0.307	28	-4.9	0.000	
leaf angle (degrees)	2000	PH70R	PH56C	15	15	22.9	9.6	13.3	2.764	4.256	0.714	1.099	28	10.2	0.000
leaf angle (degrees)	2001	PH70R	PH56C	15	15	25.3	16.5	8.8	5.298	2.748	1.368	0.710	28	5.7	0.000
leaf number above top ear	2000	PH70R	PH56C	15	15	7.2	5.7	1.5	0.561	0.704	0.145	0.182	28	6.3	0.000
leaf number above top ear	2001	PH70R	PH56C	15	15	7.7	6.7	1.0	0.488	0.617	0.126	0.159	28	4.9	0.000
tassel branch angle (degrees)	2000	PH70R	PH56C	15	15	22.4	12.8	9.6	4.188	4.395	1.081	1.135	28	6.1	0.000
tassel branch angle (degrees)	2001	PH70R	PH56C	15	15	33.7	15.5	18.2	7.554	7.615	1.950	1.966	28	6.6	0.000

Exhibit B. Novelty Statement Tables

Table 1B: Summary data from Johnston, Ankeny, and Dallas Center, IA across years and environments are supporting evidence for differences between PH70R and PH56C. Environments had different planting dates and were in different fields. A two-sample t-test was used to compare differences between means.

TRAIT	Valley	Valley	Count	Count	Mean	Mean	Std Deviation	Std Deviation	Std Err	Std Err	DF	P-value	Prob(2-tail)	Pooled
leaf angle (degrees)	PH70R	PH56C	30	30	24.1	13.0	11.1	4.318	4.958	0.788	0.905	58	9.2	0.000
leaf number above top ear	PH70R	PH56C	30	30	7.4	6.2	1.2	0.568	0.805	0.104	0.147	58	6.9	0.000
tassel branch angle (degrees)	PH70R	PH56C	30	30	28.1	14.2	13.9	8.321	6.265	1.519	1.144	58	7.3	0.000
ear row number	PH70R	PH56C	30	30	14.1	16.3	-2.1	1.167	1.258	0.213	0.230	58	-6.8	0.000

200200181

Exhibit B: Novelty Statement Tables

Table 1C: Data from Johnston, Ankeny, and Dallas Center, IA broken out by year and across environments are supporting evidence for differences between PH70R and PH1BC. Each year varieties were grown in 3 locations that had different environmental conditions. Environments had different planting dates and were in different fields. A two-sample t-test was used to compare differences between means.

TRAIT	year	variety	Count		Mean		Mean_Dif		StdDeviation		StdError		t-Value	Pooled	Prob_(2-tail)_Pooled
			1	2	1	2	1	2	-1	-2	-1	-2			
tassel axis floret density (# of florets/4cm)	2000	PH70R	PH1BC	15	15	10.1	19.5	.9.5	1.668	3.044	0.431	0.786	28	-10.6	0.000
tassel axis floret density (# of florets/4cm)	2001	PH70R	PH1BC	15	15	14.1	20.5	-6.3	3.182	4.086	0.822	1.055	28	-4.7	0.000

Exhibit B. Novelty Statement Tables

Table 1D: Summary data from Johnston, Ankeny, and Dallas Center, IA across years and environments are supporting evidence for differences between PH70R and PH1BC. Environments had different planting dates and were in different fields. A two-sample t-test was used to compare differences between means.

TRAIT	Variety	Count		Mean		% Mean_Diff	StdDeviation	StdError	t 1 2	DF_Pooled	Value_Pooled	Prob_(2- tail) Pooled
		1	2	1	2							
assel axis floret density (# of lorets/4cm)	PH70RPH1BC	30	30	12.1	20.0	-7.9	3.241	3.572	0.592	0.652	58	-9.0 0.000

200200181

United States Department of Agriculture, Agricultural Marketing Service
Science Division, Plant Variety Protection Office
National Agricultural Library Building, Room 500
Beltsville, MD 20705

Objective Description of Variety
Corn (Zea mays L.)

Name of Applicant (s) Pioneer Hi-Bred International, Inc.	Variety Seed Source	Variety Name or Temporary Designation PH70R																															
Address (Street & No., or RFD No., City, State, Zip Code and Country) 7301 NW 62nd Avenue, P.O. Box 85, Johnston, Iowa 50131-0085	FOR OFFICIAL USE																																
	PVP0 Number		200200181																														
<p>Place the appropriate number that describes the varietal characters typical of this inbred variety in the spaces below. Right justify whole numbers by adding Leading zeroes if necessary. Completeness should be striven for to establish an adequate variety description. Traits designated by an '*' are considered Necessary for an adequate variety description and must be completed.</p> <p>COLOR CHOICES (Use in conjunction with Munsell color code to describe all color choices: describe #25 and #26 in Comments section):</p> <table> <tr> <td>01=Light Green</td> <td>06=Pale Yellow</td> <td>11=Pink</td> <td>16=Pale Purple</td> <td>21=Buff</td> </tr> <tr> <td>02=Medium Green</td> <td>07=Yellow</td> <td>12=Light Red</td> <td>17=Purple</td> <td>22=Tan</td> </tr> <tr> <td>03=Dark Green</td> <td>08=Yellow Orange</td> <td>13=Cherry Red</td> <td>18=Colorless</td> <td>23=Brown</td> </tr> <tr> <td>04=Very Dark Green</td> <td>09=Salmon</td> <td>14=Red</td> <td>19=White</td> <td>24=Bronze</td> </tr> <tr> <td>05=Green-Yellow</td> <td>10=Pink-Orange</td> <td>15=Red & White</td> <td>20=White Capped</td> <td>25=Variegated (Describe)</td> </tr> <tr> <td></td> <td></td> <td></td> <td></td> <td>26=Other (Describe)</td> </tr> </table>				01=Light Green	06=Pale Yellow	11=Pink	16=Pale Purple	21=Buff	02=Medium Green	07=Yellow	12=Light Red	17=Purple	22=Tan	03=Dark Green	08=Yellow Orange	13=Cherry Red	18=Colorless	23=Brown	04=Very Dark Green	09=Salmon	14=Red	19=White	24=Bronze	05=Green-Yellow	10=Pink-Orange	15=Red & White	20=White Capped	25=Variegated (Describe)					26=Other (Describe)
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				26=Other (Describe)																													
<p>STANDARD INBRED CHOICES (Use the most similar (in background and maturity) of these to make comparisons based on grow-out trial data):</p> <table> <tr> <td>Yellow Dent Families:</td> <td>Yellow Dent (Unrelated):</td> <td>Sweet Corn:</td> </tr> <tr> <td>Family Members</td> <td>Co109, ND246,</td> <td>C13, Iowa5125, P39, 2132</td> </tr> <tr> <td>B14 CM105, A632, B64, B68</td> <td>Oh7, T232,</td> <td></td> </tr> <tr> <td>B37 B37, B76, H84</td> <td>W117, W153R,</td> <td>Popcorn:</td> </tr> <tr> <td>B73 N192, A679, B73, NC268</td> <td>W18BN</td> <td>SG1533, 4722, HP301, HP7211</td> </tr> <tr> <td>C103 Mo17, Va102, Va35, A682</td> <td></td> <td></td> </tr> <tr> <td>Oh43 A619, MS71, H99, Va26</td> <td></td> <td>Popcorn:</td> </tr> <tr> <td>WF9 W64A, A554, A654, Pa91</td> <td>White Dent: C166, H105, Ky228</td> <td>Mo15W, Mo16W, Mo24W</td> </tr> </table>				Yellow Dent Families:	Yellow Dent (Unrelated):	Sweet Corn:	Family Members	Co109, ND246,	C13, Iowa5125, P39, 2132	B14 CM105, A632, B64, B68	Oh7, T232,		B37 B37, B76, H84	W117, W153R,	Popcorn:	B73 N192, A679, B73, NC268	W18BN	SG1533, 4722, HP301, HP7211	C103 Mo17, Va102, Va35, A682			Oh43 A619, MS71, H99, Va26		Popcorn:	WF9 W64A, A554, A654, Pa91	White Dent: C166, H105, Ky228	Mo15W, Mo16W, Mo24W						
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B73 N192, A679, B73, NC268	W18BN	SG1533, 4722, HP301, HP7211																															
C103 Mo17, Va102, Va35, A682																																	
Oh43 A619, MS71, H99, Va26		Popcorn:																															
WF9 W64A, A554, A654, Pa91	White Dent: C166, H105, Ky228	Mo15W, Mo16W, Mo24W																															

Groups on Lynx/Osborn/Grunst/98-99PVP

EXHIBIT C: PH70R

1. TYPE: (describe intermediate types in Comments section): <u>2</u> 1=Sweet 2=Dent 3=Flint 4=Flour 5=Pop 6=Ornamental				Standard Variety Name <u>MO17</u>	
2. REGION WHERE DEVELOPED IN THE U.S.A.: <u>2</u> 1=Northwest 2=Northcentral 3=Northeast 4=Southeast 5=Southcentral 6=Southwest 7=Other				Standard Seed Source <u>PI 558532</u>	
3. MATURITY (In Region of Best Adaptability; show Heat Unit formula in 'Comments' section) DAYS HEAT UNITS <u>073</u> <u>1,423.5</u> From emergence to 50% of plants in silk <u>073</u> <u>1,420.5</u> From emergence to 50% of plants in pollen <u>003</u> <u>0,072.3</u> From 10% to 90% pollen shed From 50% silk to optimum edible quality From 50% silk to harvest at 25% moisture				DAYS	HEAT UNITS
				<u>075</u>	<u>1,496.2</u>
				<u>072</u>	<u>1,418.8</u>
				<u>003</u>	<u>0,068.5</u>
4. PLANT:				Standard Deviation	Sample Size
<u>246.8</u> cm Plant Height (to tassel tip)				<u>15.60</u>	<u>06</u>
<u>077.3</u> cm Ear Height (to base of top ear node)				<u>08.14</u>	<u>06</u>
<u>016.0</u> cm Length of Top Ear Internode				<u>01.60</u>	<u>06</u>
<u>0.0</u> Average Number of Tillers				<u>00.00</u>	<u>06</u>
<u>0.9</u> Average Number of Ears per Stalk				<u>00.10</u>	<u>06</u>
<u>4</u> Anthocyanin of Brace Roots: 1=Absent 2=Faint 3=Moderate 4=Dark 5=Very Dark					<u>1</u>
5. LEAF:				Standard Deviation	Sample Size
<u>10.6</u> cm Width of Ear Node Leaf				<u>00.66</u>	<u>06</u>
<u>79.4</u> cm Length of Ear Node Leaf				<u>04.11</u>	<u>06</u>
<u>07</u> Number of leaves above top ear				<u>00.45</u>	<u>06</u>
<u>24</u> Degrees Leaf Angle (measure from 2nd leaf above ear at anthesis to stalk above leaf)				<u>03.82</u>	<u>06</u>
<u>03</u> Leaf Color (Munsell code) <u>7.5GY34</u>				<u>03</u>	<u>5GY34</u>
<u>1</u> Leaf Sheath Pubescence (Rate on scale from 1=none to 9=like peach fuzz)					<u>2</u>
Marginal Waves (Rate on scale from 1=none to 9=many)					
Longitudinal Creases (Rate on scale from 1=none to 9=many)					
6. TASSEL:				Standard Deviation	Sample Size
<u>07</u> Number of Primary Lateral Branches				<u>02.35</u>	<u>06</u>
<u>28</u> Branch Angle from Central Spike				<u>07.46</u>	<u>06</u>
<u>63.0</u> cm Tassel Length (from top leaf collar to tassel tip)				<u>05.29</u>	<u>06</u>
<u>6</u> Pollen Shed (rate on scale from 0=male sterile to 9=heavy shed)					<u>6</u>
<u>11</u> Anther Color (Munsell code) <u>10R56</u>				<u>01</u>	<u>2.5GY88</u>
<u>11</u> Glume Color (Munsell code) <u>10RP56</u>				<u>01</u>	<u>5GY58</u>
<u>1</u> Bar Glumes (Glume Bands): 1=Absent 2=Present					<u>1</u>
Application Variety Data				Standard Variety Data	
Page 1					

7a. EAR (Unhusked Data):

<u>11</u> Silk Color (3 days after emergence) (Munsell code)	<u>5R56</u>	<u>01</u>	<u>2.5GY86</u>
<u>01</u> Fresh Husk Color (25 days after 50% silking) (Munsell code)	<u>5GY68</u>	<u>02</u>	<u>5GY68</u>
<u>21</u> Dry Husk Color (65 days after 50% silking) (Munsell code)	<u>5Y92</u>	<u>21</u>	<u>2.5Y8.54</u>
<u>1</u> Position of Ear at Dry Husk Stage: 1=Upright 2=Horizontal 3=Pendant		<u>1</u>	
<u>5</u> Husk Tightness (Rate of Scale from 1=very loose to 9=very tight)		<u>3</u>	
<u>2</u> Husk Extension (at harvest): 1=Short (ears exposed) 2=Medium (<8 cm)		<u>2</u>	
<u>3</u> =Long (8-10 cm beyond ear tip) 4=Very Long (>10 cm)			

7b. EAR (Husked Ear Data):

	Standard	Sample	Standard	Sample
	Deviation	Size	Deviation	Size
<u>12.8</u> cm Ear Length	<u>01.17</u>	<u>06</u>	<u>13.3</u>	<u>03.39</u>
<u>38.7</u> mm Ear Diameter at mid-point	<u>01.03</u>	<u>06</u>	<u>36.5</u>	<u>02.81</u>
<u>097.0</u> gm Ear Weight	<u>20.45</u>	<u>06</u>	<u>66.0</u>	<u>22.48</u>
<u>14</u> Number of Kernel Rows	<u>00.00</u>	<u>06</u>	<u>11.3</u>	<u>01.21</u>
<u>2</u> Kernel Rows: 1=Indistinct 2=Distinct			<u>2</u>	
<u>2</u> Row Alignment: 1=Straight 2=Slightly Curved 3=Spiral			<u>1</u>	
<u>11.0</u> cm Shank Length	<u>05.62</u>	<u>06</u>	<u>07.0</u>	<u>02.68</u>
<u>1</u> Ear Taper: 1=Slight 2=Average 3=Extreme			<u>1</u>	

8. KERNEL (Dried)

	Standard	Sample	Standard	Sample
	Deviation	Size	Deviation	Size
<u>10.7</u> mm Kernel Length	<u>00.52</u>	<u>06</u>	<u>10.3</u>	<u>00.82</u>
<u>08.0</u> mm Kernel Width	<u>00.00</u>	<u>06</u>	<u>08.8</u>	<u>00.41</u>
<u>05.0</u> mm Kernel Thickness	<u>00.00</u>	<u>06</u>	<u>05.0</u>	<u>00.00</u>
<u>50.3</u> % Round Kernels (Shape Grade)	<u>13.26</u>	<u>06</u>	<u>42.8</u>	<u>19.59</u>
<u>1</u> Aleurone Color Pattern: 1=Homozygous 2=Segregating			<u>1</u>	
<u>07</u> Aleurone Color (Munsell code)			<u>07</u>	<u>10YR8/4</u>
<u>10</u> Hard Endosperm Color (Munsell code)	<u>10YR 6/2</u>	<u>10YR612</u>	<u>07</u>	<u>10YR7/4</u>
<u>03</u> Endosperm Type:			<u>3</u>	
1=Sweet (Su1) 2=Extra Sweet (sh2) 3=Normal Starch				
4=High Amylose Starch 5=Waxy Starch 6=High Protein				
7=High Lysine 8=Super Sweet (se) 9=High Oil				
10=Other				
<u>28.5</u> gm Weight per 100 Kernels (unsized sample)	<u>03.08</u>	<u>06</u>	<u>28.83</u>	<u>03.87</u>

9. COB:

	Standard	Sample	Standard	Sample
	Deviation	Size	Deviation	Size
<u>22.8</u> mm Cob Diameter at mid-point	<u>01.17</u>	<u>06</u>	<u>22.3</u>	<u>03.50</u>
<u>14</u> Cob Color (Munsell code)	<u>2.5YR56</u>		<u>14</u>	<u>2.5YR56</u>

10. DISEASE RESISTANCE (Rate from 1 (most susceptible) to 9 (most resistant); leave blank if not tested; leave Race or Strain Options blank if polygenic):

A. Leaf Blights, Wilts, and Local Infection Diseases

	Anthracnose Leaf Blight (<i>Colletotrichum graminicola</i>)	
<u>5</u>	Common Rust (<i>Puccinia sorghi</i>)	<u>7</u>
	Common Smut (<i>Ustilago maydis</i>)	
	Eyespot (<i>Kabatiella zea</i>)	
	Goss's Wilt (<i>Clavibacter michiganense</i> spp. <i>nebraskense</i>)	
<u>6</u>	Gray Leaf Spot (<i>Cercospora zeae-maydis</i>)	<u>5</u>
	Helminthosporium Leaf Spot (<i>Bipolaris zeicola</i>) Race _____	
<u>5</u>	Northern Leaf Blight (<i>Exserohilum turcicum</i>) Race _____	<u>5</u>
<u>6</u>	Southern Leaf Blight (<i>Bipolaris maydis</i>) Race _____	<u>7</u>
	Southern Rust (<i>Puccinia polysora</i>)	
	Stewart's Wilt (<i>Erwinia stewartii</i>)	
	Other (Specify) _____	

B. Systemic Diseases

	Corn Lethal Necrosis (MCMV and MDMV)	
<u>8</u>	Head Smut (<i>Sphacelotheca reiliana</i>)	<u>7</u>
	Maize Chlorotic Dwarf Virus (MDV)	
	Maize Chlorotic Mottle Virus (MCMV)	
<u>3</u>	Maize Dwarf Mosaic Virus (MDMV)	<u>2</u>
	Sorghum Downy Mildew of Corn (<i>Peronosclerospora sorghi</i>)	
	Other (Specify) _____	

C. Stalk Rots

<u>5</u>	Anthracnose Stalk Rot (<i>Colletotrichum graminicola</i>)	<u>2</u>
	Diplodia Stalk Rot (<i>Stenocarpella maydis</i>)	
	Fusarium Stalk Rot (<i>Fusarium moniliforme</i>)	
	Gibberella Stalk Rot (<i>Gibberella zea</i>)	
	Other (Specify) _____	

D. Ear and Kernel Rots

	Aspergillus Ear and Kernel Rot (<i>Aspergillus flavus</i>)	
<u>8</u>	Diplodia Ear Rot (<i>Stenocarpella maydis</i>)	<u>9</u>
<u>5</u>	Fusarium Ear and Kernel Rot (<i>Fusarium moniliforme</i>)	<u>7</u>
<u>9</u>	Gibberella Ear Rot (<i>Gibberella zea</i>)	<u>9</u>
	Other (Specify) _____	

PH70R

Application Variety Data

Page 4

Standard Variety Data

11. INSECT RESISTANCE (Rate from 1 (most susceptible) to 9 (most resistant); (leave blank if not tested):

Banks grass Mite (*Oligonychus pratensis*)
 Corn Worm (*Helicoverpa zea*)
 Leaf Feeding
 Silk Feeding
 mg larval wt.
 Ear Damage
 Corn Leaf Aphid (*Rhopalosiphum maidis*)
 Corn Sap Beetle (*Carpophilus dimidiatus*)
 European Corn Borer (*Ostrinia nubilalis*)
 1st Generation (Typically Whorl Leaf Feeding)
 2nd Generation (Typically Leaf Sheath-Collar Feeding)
 Stalk Tunneling
 cm tunneled/plant
 Fall Armyworm (*Spodoptera frugiperda*)
 Leaf Feeding
 Silk Feeding
 mg larval wt.
 Maize Weevil (*Sitophilus zeamaize*)
 Northern Rootworm (*Diabrotica barberi*)
 Southern Rootworm (*Diabrotica undecimpunctata*)
 Southwestern Corn Borer (*Diatraea grandiosella*)
 Leaf Feeding
 Stalk Tunneling
 cm tunneled/plant
 Two-spotted Spider Mite (*Tetranychus urticae*)
 Western Rootworm (*Diabrotica virgifera virgifera*)
 Other (Specify) ——

12. AGRONOMIC TRAITS:

Staygreen (at 65 days after anthesis) (Rate on a scale from 1=worst to excellent)
 % Dropped Ears (at 65 days after anthesis)
 % Pre-anthesis Brittle Snapping
 % Pre-anthesis Root Lodging
 Post-anthesis Root Lodging (at 65 days after anthesis)
 Kg/ha Yield of Inbred Per Se (at 12-13% grain moisture)

3

13. MOLECULAR MARKERS: (0=data unavailable; 1=data available but not supplied; 2=data supplied):

1 Isozymes0 RFLP's0 RAPD's

COMMENTS (eg. state how heat units were calculated, standard inbred seed source, and/or where data was collected. Continue in Exhibit D):

Application Variety Data

Page 4

Standard Variety Data

Please note the data presented in Exhibit B and C, "Objective Description of Variety," are collected primarily at Johnston, Ankeny and Dallas Center, Iowa. The data in Tables 1A and 1B are from two sample t-tests using data collected in Johnston and Dallas Center, IA. The data in tables 1C and 1D are from two sample t-tests using data collected from Johnston, Ankeny, and Dallas Center, IA. These traits in exhibit B collectively show distinct differences between the varieties.

The data collected in exhibit C was collected in 2000 and 2001 for page 1 and 2. There were 3 different planting dates planted for these trials. There are environmental factors that differ from year to year. Environmental temperature and precipitation differences during the vegetative and grain fill periods can impact plant and grain traits, and are a source of variability. The environmental conditions described above could result in larger standard deviations. The variation associated with environment to environment is normally higher than the variation associated within locations. Also, the ear and sizing traits can vary depending on how well pollinated the ears are and how consistent the weather is during the grain fill period. I have enclosed a table that shows monthly temperature and precipitation in 2000, and 2001.

JMS
9/22/03

200200181

C
Exhibit D. Temperature and Precipitation differences from Ankeny, IA

TEMPERATURE

YEAR	MAY	JUN	JULY	AUG	AVERAGE
1994	59.8	70.7	71.9	69.0	67.9
1995	56.2	69.4	74.3	76.9	69.2
1996	56.2	69.3	71.3	70.5	66.8
1997	53.5	70.6	74.1	69.6	67.0
1998	64.7	66.6	74.8	73.5	69.9
1999	60.7	69.7	78.7	70.5	69.9
2000	63.5	68.9	73.2	74.2	70.0
2001	61.3	69.0	76.7	74.2	70.3
2002	57.7	73.5	77.9	71.7	70.2

RAINFALL

YEAR	MAY	JUN	JULY	AUG	Total
1994	3.67	5.75	1.71	4.18	15.31
1995	5.04	4.19	2.94	2.87	15.04
1996	8.47	4.35	2.51	2.14	17.47
1997	4.32	3.27	4.10	1.36	13.05
1998	6.46	11.07	5.70	4.96	28.19
1999	6.46	4.54	4.45	6.55	21.85
2000	5.40	5.80	3.16	1.78	16.14
2001	5.72	3.87	2.05	1.92	13.56
2002	2.91	2.78	5.34	4.00	15.03

EXHIBIT E
STATEMENT OF THE BASIS OF OWNERSHIP

The following statements are made in accordance with the Privacy Act of 1974 (5 U. S. C. 552a) and the Paperwork Reduction Act (PRA) of 1995.

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). Information is held confidential until certificate is issued (7 U.S.C. 2426).

1. NAME OF APPLICANT(S) PIONEER HI-BRED INTERNATIONAL, INC.	2. TEMPORARY DESIGNATION OR EXPERIMENTAL NUMBER PH70R	3. VARIETY NAME
4. ADDRESS (Street and No., or R.F.D. No., City, State, and ZIP, and Country) 7301 NW 62nd AVENUE P.O.BOX 85 JOHNSTON, IA 50131-0085	5. TELEPHONE (Include area code) 515-270-4051	6. FAX (Include area code) 515-253-2125
	7. PVPO NUMBER 200200181	

8. Does the applicant own all rights to the variety? Mark an "X" in appropriate block. If no, please explain: YES NO

9. Is the applicant (individual or company) a U.S. national or U.S. based company? YES NO

If no, give name of country

10. Is the applicant the original owner? YES NO If no, please answer one of the following:

a. If original rights to variety were owned by individual(s), is(are) the original owner(s) a U.S. national(s)?

YES NO If no, give name of country

b. If original rights to variety were owned by a company(ies), is(are) the original owner(s) a U.S. based company?

YES NO If no, give name of country

11. Additional explanation on ownership (if needed, use reverse for extra space):

PH70R is owned by Pioneer Hi-Bred International, Inc.

Pioneer Hi-Bred International, Inc. (PHI), Des Moines, Iowa, and/or its wholly owned subsidiary Pioneer Overseas Corporation (POC), Des Moines, Iowa, is the employer of the plant breeders involved in the selection and development of PH876. Pioneer Hi-Bred International and/or Pioneer Overseas Corporation has the sole rights and ownership of PH876 pursuant to written contracts that assign all rights in the variety to PHI and/or POC at the time such variety was created. No rights to this variety are retained by any individuals.

PLEASE NOTE:

Plant variety protection can be afforded only to owners (not licensees) who meet one of the following criteria:

1. If the rights to the variety are owned by the original breeder, that person must be a U.S. national, national of a UPOV member country, or national of a country which affords similar protection to nationals of the U.S. for the same genus and species.
2. If the rights to the variety are owned by the company which employed the original breeder(s), the company must be U.S. based, owned by nationals of a UPOV member country, or owned by national of a country which affords similar protection to nationals of the U.S. for the same genus and species.
3. If the applicant is an owner who is not the original owner, both the original owner and the applicant must meet one of the above criteria.

The original breeder/owner may be the individual or company who directed final breeding. See section 41(a)(2) of the Plant Variety Protection Act for definition.

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0581-0055. The time required to complete this information collection is estimated to average 10 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

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